

SENATE AMENDMENTS

2nd Printing

By: Burnam

H.B. No. 3739

A BILL TO BE ENTITLED

AN ACT

relating to the continued employment of municipal employees who become candidates for public office.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 150, Local Government Code, is amended by adding Subchapter C to read as follows:

SUBCHAPTER C. EMPLOYEES AS CANDIDATES FOR OFFICE

Sec. 150.041. PROHIBITED MUNICIPAL ACTIONS. (a) In this section, "candidate" has the meaning assigned by Section 251.001(1), Election Code.

(b) A municipality may not prohibit a municipal employee from becoming a candidate for public office.

(c) A municipality may not take disciplinary action against a municipal employee, including terminating the employment of the employee, because the employee becomes a candidate for public office.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.

ADOPTED

MAY 20 2013

FLOOR AMENDMENT NO. 1

[Signature]
BY: *[Signature]*

[Signature]

- 1 Amend H.B. 3739 (senate committee printing) as follows:
- 2 (1) Immediately before SECTION 1 of the bill (page 1,
- 3 between lines 23 and 24), insert the following:
- 4 SECTION 1. This Act shall be known as the Senator Mario
- 5 Gallegos Act.
- 6 (2) Renumber subsequent SECTIONS of the bill accordingly.

ADOPTED

MAY 20 2013

FLOOR AMENDMENT NO. 2 *Levy Spaulding* BY: *Ethan H. Gunn*
Sens. T. J. B. D.

1 Amend H.B. 3739 (senate committee printing) in SECTION 1 of
2 the bill, in added Section 150.041(c), Local Government Code (page
3 1, line 34), between "employee," and "because", by inserting
4 "solely".

COMMITTEE AMENDMENT NO. 1

BY: *Sylvia H. Gunn*
<EOH>

1 Amend H.B. No. 3739 (House engrossed version) to add
2 "However, the employee is still expected to fulfill all the
3 duties and responsibilities associated with their municipal
4 employment." after "office ." on page 1, line 16.

ADOPTED

MAY 20 2013

Christy L. Reed
Semi-Official

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 22, 2013

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3739 by Burnam (Relating to the continued employment of municipal employees who become candidates for public office.), **As Passed 2nd House**

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, KKR, TP

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 16, 2013

TO: Honorable Juan Hinojosa, Chair, Senate Committee on Intergovernmental Relations

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3739 by Burnam (relating to the continued employment of municipal employees who become candidates for public office.), **Committee Report 2nd House, As Amended**

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, KKR, TP

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 14, 2013

TO: Honorable Juan Hinojosa, Chair, Senate Committee on Intergovernmental Relations

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3739 by Burnam (Relating to the continued employment of municipal employees who become candidates for public office.), **As Engrossed**

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, KKR, TP

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 29, 2013

TO: Honorable Harold V. Dutton, Jr., Chair, House Committee on Urban Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB3739** by Burnam (relating to the continued employment of municipal employees who become candidates for public office.), **Committee Report 1st House, Substituted**

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, KKR, TP

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 23, 2013

TO: Honorable Harold V. Dutton, Jr., Chair, House Committee on Urban Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3739 by Burnam (Relating to the continued employment of municipal employees who become candidates for public office.), **As Introduced**

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, KKR, TP